

## **BILL ANALYSIS**

S.B. 739  
By: Lucio  
Environmental Regulation  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, the Texas Commission on Environmental Quality (TCEQ) does not have the authority to provide for payment plans in an enforcement order after a hearing has been held. The fined entity has to pay the amount in full.

Senate Bill 739 allows the TCEQ the discretion to establish an installment payment plan for administrative penalties assessed against a regulated entity after a hearing. This will help the TCEQ collect more money from fines.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

Senate Bill 739 removes language from the Water Code to allow the Texas Commission on Environmental Quality to authorize an installment payment schedule for an administrative penalty assessed after a hearing.

### **EFFECTIVE DATE**

September 1, 2005.